



Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section
3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-5253

Public Participation Opportunity

November 29, 2006
Public Notice M2006-11
Public Notice Expiration January 3, 2007

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Non-Coal Proposed Modifications

Applicant **East Tennessee Zinc Company, LLC**
Facility **Beaver Creek Shaft**
NPDES Permit Number **TN0061468**
County **Jefferson**
Street Address **2421 W. Old Andrew Johnson Highway**
City **Strawberry Plains**
Zip **37871**
Description of Activity **Zinc mining and processing**
Receiving Stream **Hodges Lake**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°04'25"**
Facility Longitude **83°38'38"**
Permit Writer **SJT**

Applicant **Vulcan Construction Materials, LP**
Facility **Greystone Sand and Gravel**
NPDES Permit Number **TN0076341**
County **Greene**
Street Address **1980 Greystone Road**
City **Greeneville**
Zip **37743**
Description of Activity **Sand and gravel mining and processing**
Receiving Stream **Dry Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°06'10"**
Facility Longitude **82°45'00"**
Permit Writer **KBG**

Non-Coal Proposed Modifications/Reissuances

Applicant **Dement Construction Company**
Facility **Denmark Sand Plant**
NPDES Permit Number **TN0069094**
County Madison
Street Address 329 Hardee Road
City Jackson
Zip 38301
Description of Activity Sand mining and processing
Receiving Stream Hart Lake
Effluent Description Treated wastewater and storm water
Facility Latitude 35°31'30"
Facility Longitude 88°56'30"
Permit Writer KBG

Applicant **Johnson County Highway Department**
Facility **Mine 1**
NPDES Permit Number **TN0072672**
County Johnson
Street Address Doe Creek Road (SR 167)
City Butler
Zip 37640
Description of Activity Limestone quarrying and processing
Receiving Stream Roan Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°22'47"
Facility Longitude 81°53'03"
Permit Writer KBG

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Elaine.Killion@state.tn.us or call (865) 594-1062 to schedule an appointment for the review(s).

List of Permit Writers

KBG	Kristen Gettelfinger	865-594-5545	Kristen.Gettelfinger@state.tn.us
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State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).